

From: [Slate, Shane P CIV USARMY CENWW \(US\)](#)
To: [Moore, James M CIV](#); "[Smith, Jason \(Seattle\)](#)"
Cc: [Sugarman, Shelly CIV](#)
Subject: RE: Proposed EA Language to provide reasonable assu
Date: Tuesday, August 13, 2019 3:36:38 PM

Jim,

Finished up my flurry of calls for the morning and re-read the statement below. The Corps is good with the wording if it works for the USCG's purposes. Feel free to use as is.

" The proposed mitigation plan is currently under review by the Corps and will not be approved until the Corps issues its permit decision. However, the proposed mitigation concept and use of mitigation banking appears to be the most appropriate form of mitigation to offset unavoidable impacts to Waters of the US, related to the proposed discharges of fill material, and is in alignment with the Corps Mitigation Rule (33 CFR Part 332)."

Shane

Shane Slate
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-----Original Message-----

From: Moore, James M CIV [<mailto:James.M.Moore2@uscg.mil>]
Sent: Tuesday, August 13, 2019 11:42 AM
To: 'Smith, Jason (Seattle)' <Jason.Smith6@jacobs.com>
Cc: Sugarman, Shelly CIV <Shelly.H.Sugarman@uscg.mil>; Slate, Shane P CIV USARMY CENWW (US) <Shane.P.Slate@usace.army.mil>
Subject: RE: Proposed EA Language to provide reasonable assu

Jason...Shelly is good with Shane's draft language.

Jim

-----Original Message-----

From: Smith, Jason (Seattle) <Jason.Smith6@jacobs.com>
Sent: Tuesday, August 13, 2019 11:59 AM
To: Moore, James M CIV <James.M.Moore2@uscg.mil>; Shane Slate (Shane.P.Slate@usace.army.mil) <Shane.P.Slate@usace.army.mil>
Cc: PaDelford, Sue S. <Sue.PaDelford@jacobs.com>; Scott, Richard D <Richard.Scott2@BNSF.com>; Fischer, Steven M CIV <Steven.M.Fischer3@uscg.mil>; Kaitala, Dava <Dava.Kaitala@BNSF.com>; Loftice, Nathan Joe <Nathan.Loftice@BNSF.com>; Keim, Matthew <Matthew.Keim@BNSF.com>; Buckley, Maggie <Maggie.Buckley@jacobs.com>; Sugarman, Shelly CIV <Shelly.H.Sugarman@uscg.mil>
Subject: [Non-DoD Source] FW: Proposed EA Language to provide reasonable assu

Importance: High

Jim -

Here is Shane's revisions from our call this morning, please let me or Sue know if you require any assistance to finalize this language.

Thank you

Jason

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Browse our jobs!

-----Original Message-----

From: Slate, Shane P CIV USARMY CENWW (US) <Shane.P.Slate@usace.army.mil>
Sent: Tuesday, August 13, 2019 8:40 AM
To: Smith, Jason (Seattle) <Jason.Smith6@jacobs.com>
Subject: [EXTERNAL] RE: Proposed EA Language to provide reasonable assu

In draft idea from Shane:

Please don't utilize till authorized/finalized wording:

" The proposed mitigation plan is currently under review by the Corps and will not be approved until the Corps issues its permit decision. However, the proposed mitigation concept and use of mitigation banking appears to be the most appropriate form of mitigation to offset unavoidable impacts to Waters of the US, related to the proposed discharges of fill material, and is in alignment with the Corps Mitigation Rule (33 CFR Part 332)."

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-----Original Message-----

From: Smith, Jason (Seattle) [<mailto:Jason.Smith6@jacobs.com>]
Sent: Tuesday, August 13, 2019 8:01 AM
To: Slate, Shane P CIV USARMY CENWW (US) <Shane.P.Slate@usace.army.mil>; Moore, James M CIV <James.M.Moore2@uscg.mil>; Scott, Richard D <Richard.Scott2@BNSF.com>; Kaitala, Dava <Dava.Kaitala@BNSF.com>; Loftice, Nathan Joe <Nathan.Loftice@BNSF.com>; PaDelford, Sue S. <Sue.PaDelford@jacobs.com>
Cc: Sugarman, Shelly CIV <Shelly.H.Sugarman@uscg.mil>; Keim, Matthew <Matthew.Keim@BNSF.com>;

Fischer, Steven M CIV <Steven.M.Fischer3@uscg.mil>; Buckley, Maggie <Maggie.Buckley@jacobs.com>
Subject: [Non-DoD Source] Proposed EA Language to provide reasonable assu

All -

For the call today, I am providing this revised language for our discussion:

"The use of an approved mitigation bank is the preferred compensatory mitigation option under the Corps Mitigation Rule (33 CFR Part 332.3(b)). The project is located within the service area of the Valencia Mitigation Bank, which has the appropriate number and type of credits available to offset permanent impacts to Waters of the US. While the mitigation plan is under review and will not be approved until the Corps issues a 404 permit decision, the proposed mitigation concept and use of the Valencia Bank appears to be in alignment with the Corps Mitigation Rule."

Thank you

Jason

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